



#13
7/1/98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
JUN 29 1998
GROUP 100

In re App. of:
Serial No.:
Filed:
Entitled:

Mary Ann D. Brow *et al.*
08/520,946
08/30/95
Rapid Detection And Identification Of Pathogens

AMENDMENT TRANSMITTAL

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
Dated: <u>June 17, 1998</u>	By: <u>Marlene Garitano</u> Marlene Garitano

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	44	—	52	0	×	22.00	\$0.00
Independent Claims	3	—	3	0	×	82.00	\$0.00

One Month Extension of Time	\$110.00
SUBTOTAL	\$110.00
Small Entity 50% Filing Fee Reduction	— \$55.00
TOTAL DUE	\$55.00

1. A check in the amount of \$55.00 is attached.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.
3. Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. § 1.136, as may be required, to file this response.

Dated: June 17, 1998

By: Kamrin T. MacKnight
Kamrin T. MacKnight
Registration No. 38,230

MEDLEN & CARROLL, LLP
220 Montgomery Street, Suite 2200
San Francisco, California 94104
(415) 705-8410



PATENT
Attorney Docket No. FORS-3213

#14

Dine Plunkett
7/11/98

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Brow *et al.*
Serial No.: 08/520,946
Filed: 08/30/95
Entitled: **Rapid Detection and Identification
of Pathogens**

Group No.: 1636
Examiner: W. Sandals

**AMENDMENT AND RESPONSE TO OFFICE ACTION
DATED FEBRUARY 17, 1998**

Assistant Commissioner for Patents
Washington, D.C. 20231

REC- 7
JUN 29 1998
GRC

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

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Dated: June 17, 1998

By: 
Marlene E. Garitano

Sir or Madam:

The following communication is responsive to the Office Action dated February 17, 1998. A petition for a one month extension of time, from May 17, 1998 to June 17, 1998, is submitted. Applicants request reconsideration of the application in view of the following amendments and remarks.

REMARKS

Claims 1-44 were filed in the original application. Claims 45-54 were added and Claims 2 and 30 were canceled without prejudice in an amendment mailed June 6, 1997.

In the Office Action of February 17, 1998, the Examiner rejected claims 1, 3-29 and 31-54 under 35 U.S.C. §103(a) as being allegedly obvious under Lyamichev *et al.*, in view of Young, Seela and Roling, and Young *et al.*

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